RESOLUTION 24-20

Ordinance #2020-1, An Ordinance Authorizing the Operation of All-Terrain Vehicles and Off-Road Utility Vehicles in the Unincorporated Areas of Floyd County, Iowa (2nd Reading)

Whereas, on May 26, 2020, the Floyd County Board of Supervisors (Board) approved Res #22-20 to allow All-Terrain Vehicles (ATV) and Off-Road Utility Vehicles (UTV) on roads of the unincorporated areas of Floyd County (Ordinance) following a public hearing and first reading of said proposed new Ordinance;

Whereas, at the regular Board meeting on June 1, 2020, the Board held its second reading of said proposed Ordinance;

Therefore, upon the Floyd County Board of Supervisor's second reading of the proposed Ordinance #2020-1, An Ordinance Authorizing the Operation of All-Terrain Vehicles and Off-Road Utility Vehicles in the Unincorporated Areas of Floyd County, Iowa, the following actions were taken:

Common portated Areas of Proye County, 10wa, the following actions were taken.
Supervisor motioned and Supervisor seconded to:
Approve the second reading of proposed Ordinance #2020-1, An Ordinance Authorizing the Operation of All-Terrain Vehicles and Off-Road Utility Vehicles in the Unincorporated Areas of Floyd County, Iowa.
□ Set the date for the third reading and of said Ordinance for
Waive the third reading of said Ordinance.
Approve the final reading said Ordinance.
☐ Disapprove said Ordinance.
Vote taken resulted as follows:
Ayes- Kamm, Taden, Schwickerath
Nays –
Absent -
PASSED, ADOPTED AND APPROVED this 1st day of June, 2020.
ATTEST: FLOYD COUNTY BOARD OF SUPERVISORS
Mora a Carr Whatenath
Gloria A. Carr, Auditor Roy Schwickerath, Chair

STATE OF IOWA Floyd County,

issues of said paper commencing with the issue of Le day of 200 I, Christopher Hall, Owner/Publisher, of the CHARLES CITY PRESS, in said county, do hereby state that I cartify under penalty of perjury and pursuant to the laws of the State of Iowa that a notice, which is a true copy, has been printed and published each week consecutive weeks in the regular daily A.D., 20 36 and endon the ing with the issue of, Thursday

Acknowledgement and charges for above services 593.63

__day of Subscribed and sworn to before me this Sol

AD, 20, 20

Notary Public in and for the State of Iowa



Remit psyment to Accounts Payable 801 Riverside Drive Charles City, IA 50616 For questions please call (641) 228-3211

Legal Netico - Legal Netico - Legal Metico - Legal Netico

will be published and mounded

Delicament of A Delicament of A sample and competitions of A and When services. Schweider: on moreout to do the caymented at \$1.55 per mount of Wohler. for 1 year, with a 4-month of Wohler. for 1 year, with a 4-month of Month of A delicament of A demonthment to Ordinates.

ach, Chair, Ploy ATTEST: Globs A. Car, Roy Oney Ander's office of Changes.
Kaman/Ijeden moved to ach

meet Tarken moved to mysore-meets Botween Floyd County, Scoulary Road Daystems and Security Road Daystems and seen Lord Union No. 238 for Feb. D through June 30, 2022. Modest

Schmider's Become Gis on

STATE OF IOWA Floyd County,

I, Christopher Hall, Owner/Publisher, of the CHARLES CITY PRESS, in said county, do hereby state that I certify under penalty of perjury and pursuant to the laws of the State of Iowa that a notice, which is a true copy, has been printed and published each week for ____ consecutive weeks in the regular daily issues of said paper commencing with the issue of on the ____S day of A.D., 20 <u>20</u> and ending with the issue of, June 5

Acknowledgement and charges for above services \$ 44.72

Subscribed and sworn to before me this _____5__day of JUNE A.D., 2020

Notary Public in and for the State of Iowa



Legal Notice • Legal Motice

FLOYD COUNTY ORDINANCE NO. 2020-1

AN ORDINANCE AUTHORIZING THE OPERATION OF ALL-TER-RAIN VEHICLES AND OFF-ROAD UTILITY VEHICLES IN THE UNIN-CORPORATED AREAS OF FLOYD COUNTY, IOWA.

WHEREAS, this ordinance designates the streets and portion of roadways where All-terrain Vehicles and Off-road

Utility Vehicles may operate; and WHEREAS, Iowa Code Chapter 321I authorizes Floyd County to evaluate and designate roadways for operation which does not unduly interfere with or constitute an undue hazard to conventional motor vehicle traffic; and

WHEREAS, registered All-terrain Vehicles and Off-road Utility Vehicles when operated with lights and by insured and licensed drivers do not unduly interfere with or constitute an undue hazard to conventional motor vehicle traffic.

THEREFORE, it is ordained by the

Board of Supervisors of Floyd County, Iowa as follows:

SECTION 1. DEFINITIONS. The definitions of terms used in this ordinance are:

. ..1) All-terrain Yehicle (ATV) means as defined by Iowa Code §3211.1
2) Off-road Utility Vehicle (UTV)

means as defined by Iowa Code \$3211.1 3) Roadway means that portion of a

public street, right of way or highway im-proved, designed, or ordinarily used for vehicular travel.

SECTION 2. LAWFUL OPER-ATION, An All-terrain Vehicle or Offroad Utility Vehicle may be operated on Roadways (except State highways) in the unincorporated areas of Floyd County except in violation of the restrictions in this ordinance and those imposed by the Iowa Code.

SECTION 3. UNLAWFUL OP-ERATION. A person shall not operate an All-terrain Vehicle or Off-road Utility Vehicle under any of the following con-

1) In violation of any provision of Iowa Code \$321I.14.

. 2) In a manner which causes the road surface material on the roadway to be disrupted or moved in any fashion such as to require additional maintenance or grading so as to restore the regular crown

or shape.
3) Without liability insurance (or other proof of financial responsibility as provided in Iowa Code Ch. 321A) in an amount not less than that required by Iowa Code Chapter 321A for motor vehicles and shall carry proof of insurance on board.

4) On any land under the control of

the Floyd County Conservation Board. 5) Shall not operate any ATV or UTV at a speed above thirty-five (35) miles per

SECTION 4. REGISTRATION AND LICENSE REQUIREMENTS. An All-terrain Vehicle or Off-road Utility Vehicle operated on a roadway shall be registered pursuant to the Iowa Code.

1) All operators under this ordinance shall be sixteen years of age or older and have a valid driver's license.

2) All operators under the age of eighteen shall obtain an education cer-

tificate pursuant to lowa Code §3211.26. SECTION 5. EXEMPT VEHI-CLES & OPERATORS. This Ordinance does not apply to any exemption under the Iowa Code for All-terrain Vehicles and Off-road Utility Vehicles operated pursuant to Iowa Code §321I.9 (government and farm implements) or Iowa Code §321.234A (incidental to and use for agricultural purposes, govern-inent, public utilities, licensed engineers and licensed surveyors) or Iowa Code \$8352.2, 3211.14(3)(b)(faith operations). SECTION 6. PENALTIES. Viola-

tion of this Ordinance shall be a county infraction punishable by a civil penalty of not more than seven hundred and fifty dollars (\$750), or if there has been a prior conviction for a violation of this Ordinance, then by a civil penalty not to

exceed one thousand dollars (\$1,000). SECTION 7. JURISDICTION. The provisions of this Ordinance shall apply throughout the unincorporated areas of Floyd County, Iowa.
SECTION 8. REPEALER. All or-

dinances or parts of ordinances in con-flict with the provisions of this ordinance

are hereby repealed.
SECTION 9. SEVERABILITY
CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged nyahd or unconstitutional.

SECTION 10. EFFECTIVE DATE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.
PASSED AND APPROVED this

1st day of June, 2020 FLOYD COUNTY BOARD OF

SUPERVISORS. Roy Schwickerath, Chairman Douglas A. Kamm

Attest: Gloria A. Carr, Auditor

No. 20137 06/05/20



Remit payment to Accounts Payable 801 Riverside Drive Charles City, IA 50616 For questions please call (641) 228-3211

Account # 2113 Charge \$ 44.72

STATE OF IOWA

FLOYD COUNTY



nance lows, reads

dinan ried I be pu

BEDOR

stion and

clea Areas On M

Appro low A Off-B

roads **BITOSE** firet r

DOT!

lar H

3020. Ordin

\$40000

otlow

Appr ing 6

ried be pu PROTE Playe

The State of the S

40 10) 10 10)

TORR

Flood County Board of Supervisors

\$5.

Floyd County Beard of Enpervisors Meeting June 1, 2010, 2000 a.m.
UHAPPROVED MINUTARS
The Floyd County Board of Supervisors mer in the Assembly Room of the Floyd County Courthouse with the following in attendance: Supv Roy Schwick-cruth, Supv Linds Tjaden by shotel and Supv Doug Kamm. Due to the COV.
IID-19 pandamic, in-person access to this meeting was limited to 10 people in the Assembly Room and a conference call-in option was made swallable to day inherested parties.

Ramm/Plades

parties.

Kamm/Tjaden moved to

approve the agenda as pre-sented. Motion exerted 5-0. Public comment: nece Updates on various boards/commissions/sorivitine since the last meeting Supv Rames had an Ares D Supv Ramen had an Area Development Corp meeting and Airpert Anthority meetings. Supv Tades attended Veseran Affairs interviews and meeting. Supv Schwicksenth attended a Department Head meeting and County Social Services meeting.

Services meeting. The Board Land Group. LLC's request for the competent and the viewed NIACOO's draft "A Plan for Peys' County Irwa Urban Revisalization Area" plan document. Discussion toolsded follow up questions with NIACOO rep to sections 3 and 4 of the draft, requiring an ensusant for the landlocked property the parcel scored as "commercial" inseding to be rescented to "industrial", and requirements for public hearings for order to the description of the descrip Land Group, LLC's request han revitalization areas and ordinances. The den Haarm moved to set a public hearing for the Floyd County. URS for July 14 at 9:15 a.m. Mo-ther July 14 at 9:15 a.m. Motion carried 8-0. The ordi-mance will be published and

recorded as required.
Tim Bpean, Voteran Af-fairs Commissioner, updated the Board on the process for hiring a director for the Vethiring a director me the ver-eran Affairs position and a lotter requisiting compensa-tion. Ramin/Tjeden moved to approve the compensation at \$58,000 per year phis a 3% increase after a successful

6-month performance and on increase of \$1,000 in amount anlary following com-pletion of cartification from lows Department of Voteran Affairs and approve Todd Schriever as the new Staron-thys Director. Metion carried

Update on law enforce ment contentement buses project: Brian Shindeler. Samuels Group Site Super-intendent, mantiqued the walk and roof pleashs will be set and the crans removed by the end of the week, the plumbers will meet with Sweeper to gian installation of plumbing fraures underground in the right spot for the jail crills, steel attelor ground in the right spot for the jail crills, steel attelor counscions are moving along so metal decking can get set and floors poured the color of cault, for panels to be color of cault, for panels to be ing considered. ment contar/courthouse Brian Shindelex,

The Board discussed GO-VID-19 related issue: The Board noted the benchmark to unlock the narch deep has to continue with video con-to conconferencing meetings I so to the current from Weblin access ampiring. Discussion included levels of nervices available and comparisons of Zoom and Weber cervices. Solwackersth/Kames moved to do the expanded remines at \$17.95 per means of Weblin service for 1 year, with a 6-monte from nervice. Meetion coursed 3-0.

Tjadau/Kamm moved to approve Res \$23.80° Absect-

Tjader/Eamin mored to approve Res #32-80 Anarod-meet to Ordinance #2511-3 Floyd County, Iowa, Zoning Ordinance: On May 26, 2020, the Board approved Res #21-20 following a public beauting and first reading of the amendments in Received. the amendments to Sections
XVII and XXIV of said Ordi-nance; at the regular Beard mence; at the regular Beard meeting on June 1, 2020, the Board held its second reading of said Ordinance; upon the Phoyd County Board of Supervisor's escond reading of the proposed amendments to 2011-02 Floyd County, form, Zoning Ordinance the following actions were taken: Approve the second reading Approve the second reading of the amendments to Sec-

Jane Podgomiak/John Podgomiak, on oath depose and say that We are managers of the Nora Springs/Rockford Register. a weekly newspaper of general circulation. published Rockford, Floyd County, jowa: that the notice hereto attached was published in said paper on the 10th Day of June, 2020

Sworn to and subscribed in my presence by the said Jane Podgomiak /John Podgomiak.

10th

day of June

Notary Public



JANE E. PODGORNIAK Contabalan Number 700090 My Complesion Bus. Massic &. andre

flood County Board of Supervisors

BELONE OF THE

constant U wash to

ng, and approve the Ox-on as final. Metion ex-id. The spliname will TORRIO CORRES

for dontal in a corried 3-0.

Buhwickerath/Kaman

tal reps for a promiletheryl this repair for a present the sopi-part time surplayer split 500'00 cost of a single health plan and allow the peut-time surplayer in channe single destral survenge plan I or plan I, their comics, also split at 500'00 uner. Moriem carried 5-0.

3-0.

Kansul/Tjaden murred to approve a Siftewar increases over the Siftewar pay for arms pell workers and synchates an evening meal for pell workers and two assistant's staff for the June 2 Primary Election only. Mortim carried 8-0.

ried 8-0.

Andrew Bulweinbareth and Andrew Corr papertud on that regime of the Ford County Wellness Follow and updated information on the Manurally Shim health program effect through IGHCP and in paymentally with Wellness. Discussion included a 28-posterior terrer of resultangements, notice ing the employee enhealth meladed a SB-meach toward of reinstructurance, reducing the simpleyee subscipting the simpleyee subscipting the simpleyee subscipting the simpleyee subscipting the simple subscience of the simple subscience, beginn the visions within a subscience are sent effecting up to 10 orangements to participate in the Hermally Sline prosperse at 2570 per simple sile prosperse at 2570 per simpleyee. Supe Tables and Ameline Octave tell prosperse and inference on the End. Management Communities at Westernstein. mattern to the Rich and inhibited and the product of the secondary's mastering to gain their import and request at many confirmation and request at many weight input instering.

The fluxed named the ferming of Britteny Leysonn, Home Health Cern Aide, starting Fune 8 at \$11.35

5 L 11 4 7 e 911

ATTE SE

Notice_

totles of ard of Figure 200 will id a public beauting so Charles Commissioners. he been of 5 a.m. and 4:40 p.in. Marchay thoruga Friday at the above of Orașie. The property Pipel Groupty: US-1 Urban La

the following property:
Franci C period in the
Nursh Butt (204) of the
Sundaysis Quitte (201),
or Bottom, Property at
(27), Termulaby Master 25 70 The state of the s

equinate and proposed (22) by indemptord of the hear-and or posite to the hear-to the above address or by one at 041-357-0121

d Con sty Epast of Supervisors By Clark Care

Hoyd County ATY Ordinance.

PLOTO COUNTY ordikance no. 2020-1

an ordinance AUTOMORPH TOTAL COUNTATION OF ALL THERAD!

7 FOREIGN AND OFT-ROAD UTILITY VEHICLES IN THE AREAS OF FLORD

COUNTY, IOWA.

and these impased by the Irwa Code.

SECTION & UNLAW-FUL OPERATION. A par-All-terrain Valdin or Officers and Utility Valdin or Officers and Utility Valdin or of the falls of or order and of the falls of the fall of the falls of the fall of the fall of the falls of the fall of the falls of the fall of

1) Is visiation of any m of House Code **11114.**

1) In a money which control hoer out morne and not for architectal eagheses and forms 3211.14(J)(h)

SECTION & PENAL-Changes shall be a county fishers products a infrastical product more than some hundred and than some hundred and the fishers are the some fishers and the some fishers are the some f thr fellers \$750), or 2

STATE OF IOWA

FLOYD COUNTY



Floyd County ATV Ordinance -

PLOYD COUNTY ORDINANCE NO. AN ORDINANCE

OPERATION OF ALL TERRAIN VEHICLES AND OFF HOAD UTILITY VEHICLES IN THE

VEHICLES IN THE
UNINCORPORATED
ARMAS OF PLOYD
COUNTY, TOWA
WHEREAU this of
disaster designates the
constst and proper of
real-ways where All-sereal Vehicles and Off realfoliate Vehicles and Off real-Utility Volision may oper-

WHEREAS, lowe Oaks Chapter 2211 authorises Flord County to evaluate and designate readways for operation which does not smilely interfere with or constitute as sorbie Active Management

WHEREAR regimeral All-herrain Vehicles and Off-road Unlity Vehicles when operated with lights. and by meaned and hi-record drivers do and metally interfere with me mentione me under her and to contractional motor

THERMPORE, U.B. demonally the Board of Bu-Derman of Fard County. JOHN IN BELLEVIA

THOUSE The Medicanous of seems more in this seek

1) Allerran Vehicle

(ATV) masses on defined by inwa Code Spett i I) Oil and Utility Ve halo (UTV) masses as de-Burd by live a Code SETAL 1

portion of a public street right of way or highway exposed streets, as so

FUL OPERATION. As on Utility Village and the unincorporated areas of Physi County amount An explication of the reston. tion in the orderan

SECTION 2 UNIAN FUL OPERATION A SEC son shall my specific as All territor. Vehicle or Off and Uniter Vehicle under

It has exclusive of ear erdone of free Cale

il data remore which material in the material or his discrepted or moved an any fashion such as in require withthems manusnamed in grading of as to pastors the regular crown

or shape.

It Without implify by entrees (or other proof of Branched to how Code Ch. EPIA) in an amount mit iese these that required by lowe Code Chapter 271A for money conclusives. shall carry proof of incom-

ance an leaved t) On any land under the central of the Floyd Countr Conservation

Hoerd Shall bin operate any ATV or HTV at a speed above thirty for (10) miles per heart factors.

SECTION A. REGISTRATION AND LICENSE HEQUIREMONTS AN All-turnin Vehicle or Off. road Unity Vehicle operstill on a market shall be speciated partition in the

33. All aperators sur day the ordinance shall he stateon years of age biley and have a valid driver's house

2) All specators under the age of eighteen shall officer an education ser-One Child Committee Committee

SECTION & EXEMPT VIOLES A GREAT have not apply to may excauption model the laws. Country bearing provide ent to loss Cade 12211 o and instantial or hear Cale

gal no to appoint

STOTION IN PICKALinfrastrum provinciale by a short promptly of our manfifty delians carried on it they but been a pror surricum for a visualism of this Delimore, then be a tivil possible are to or

RECTION 7 JURES DECTROR The provinces of this Ordinautry shall up ally throughout the some orporated areas of Florid

County, Lown SECTION V. REPEAU. SE All PROPERTY IN THE that with the provisions of this certificates are barely superbid.

SECTION B. BEVER ABILITY CLAUSE II MAY ection, provision or part of this ordinance shall be adjusted invalid or traconstitutional arch anjudication shall not effect the validity of the miliman as a whole or and section previous or yare thereof met adpaters made or uson Inmitted

SECTION 10: PROTEVE DATE THE but from and other its feand passage, approval and publication to president to law.

THE ROSESTING May 26.

2nd resident PASSED AND AP

PROVED this he day of

BUNKEVERNE Shinet: Glocal A. Con-

Jane Podgornisk John Podgomiak, on oath depose and say that We are managers of the Nors Springs/Rocidard Register, a weekly newspaper of general circulation, published at Rockford, Floyd County, Jowa, that the notice nereto attached was published in said paper on the 10th Day of June 2020

Sworn to and subscribed in my presence by the said Jane Podgomisk /John Podgomisk,

10th

day of lune

20 30

ns 911 Notary Public



JANE E PODGORNIAN Commission Number 208800 My Communication State March 5, 2022